



UNITED STATES PATENT AND TRADEMARK OFFICE

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Paper No. 17

In re Application of
Arun Vishwanathan *et al*
Application No. 09/608,537
Filed: June 30, 2000
Attorney Docket No. 126

: DECISION ON PETITION

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The paper filed on February 6, 2003 by facsimile transmission is considered to be a petition under 37 CFR 1.8(b) to withdraw the holding that this application stands abandoned for failure to file a reply to the Office letter dated June 18, 2002. No fee is required.

The petition is granted.

Petitioners allege that a timely reply to the Office letter in question was in fact filed. This allegation is established by the submission of a copy of the reply, which has affixed thereto a 37 CFR 1.8(a) certificate dated July 11, 2002, together with the statement of Ms. Barbara A. Wiley the party who signed that certificate and who has personal knowledge of the mailing of the reply in accordance with that certificate. Petitioners have also supplied a copy of a filing receipt showing that the reply was actually received on July 16, 2002.

It is clear that petitioners have established that this application was not in fact abandoned. Accordingly, the Notice of Abandonment is hereby vacated, the holding of abandonment is withdrawn, and the application is restored to pending status. The application is being forwarded to the examiner for action on the reply filed on July 16, 2002.

PETITION GRANTED.

E. Rollins-Cross, Director, Patent
Examining Groups 3710 and 3720

Rodel Holdings, Inc.
Attn: Kenneth A. Benson
1105 North Market Street
Suite 1300
Wilmington, DE 19899